

**MINUTES  
REGULAR MEETING  
BOARD OF MAYOR AND BURGESSES  
MAY 5, 2015**

1. Mayor Robert A. Mezzo called the regular meeting to order at **6:15 p.m.** with the following in attendance:

**BURGESSES:**

T. K. Rossi, arr. 6:32 p.m.      R. Neth  
M. Bronko                              A. Olbrys  
R. Burns                                P. Scully, Sr.  
C. Ernsky, arr. 6:30 p.m.      R. Vitale  
L. Jackson, arr. 6:20 p.m.

**PRESS:**

L. Marshall

**RESIDENTS:**

One

**DEPARTMENT HEADS:**

J. Stewart, Public Works Director

R. Butler, Jr., Controller

**OTHERS:**

R. Krzykowski, Planning Commission  
S. MacKenzie, Inland Wetlands Commission  
M. Davis, Inland Wetlands Commission

E. Fitzpatrick, Attorney  
R. Pugliese, NEDC  
D. Sheridan, Finance Board

2. Mayor Mezzo led in the Pledge of Allegiance to the flag.
3. **VOTED:** Unanimously on a motion by Burgess Neth and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the minutes of the regular meetings of **March 18, 2015** and **April 7, 2015** and the special meeting of **March 30, 2015**. Each member received copies for review.
4. **VOTED:** Unanimously on a motion by Burgess Neth and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the monthly reports of **April**. Each member received copies for review.
5. **VOTED:** Unanimously on a motion by Burgess Neth and seconded by Burgess Burns to recess to Executive Session at **6:17 p.m.** for discussion on the following: **Real Estate Negotiations** (General DataComm, Parcels A, B and C, Naugatuck Train Station, Prospect Street School, Property bordering Water Street and Cedar Street, Chemtura property) and **Pending Litigation** inviting in Attorney E. Fitzpatrick and Naugatuck Economic Development Corporation CEO R. Pugliese.

Mayor Mezzo reconvened the meeting at **7:02 p.m.**

6. There were no motions emanating from Executive Session.
7. Public Comment  
Inland Wetlands Chairwoman Mary Davis read a letter the Inland Wetlands Commission sent to the board. The commission wants the toxic roadside spraying of weeds to stop.

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They would like the Public Works Department to mow the overgrowth. Inland Wetlands Commissioner Mark Bakstis said the borough board is not in compliance with the Environmental Pledge they took. He said the toxic pollutants are entering our waterways.

8. Burgess Comments – Open Topic

**Burgess Vitale** was very impressed on the tour of the newly renovated high school. Artspace had a very good presentation and he hopes things happen soon. The Raymond K. Foley Award dinner will be held on May 12<sup>th</sup> at 7 p.m. honoring Timothy Reilly.

**Burgess Jackson** is impressed with the renovated high school. She thanked Burgess Neth for a job well done.

**Burgess Neth** said the high school building committee charged the borough attorney to go forward with pursuing discussions on the possible purchase of homes in front of the high school on Rubber Avenue. After hearing back from the attorney, the committee has decided not to pursue purchasing the homes because of the outcome of some of the negotiations. The Renewable Energy Committee interviewed two vendors for LED street lighting. The pay back is in four to five years.

**Burgess Olbrys** thought the tour of the high school was awesome. The presentation to the Renewable Energy Committee for street lights was incredible. He thanked the members of the Inland Wetlands Commission for coming tonight with their concerns.

9. Motion by Deputy Mayor Rossi and seconded by Burgess Neth that the Board of Mayor and Burgesses approve the bid and authorize Mayor Mezzo to execute all contracts and related documents for the **“Town Hall Exterior Sealant Replacement”** to Scholar Painting LLC, 2 Klarides Village Drive #145, Seymour, CT 06483 in the amount of **\$17,320** as recommended by Public Works Director James Stewart.

**Motion tabled.**

10. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses **reject** the bids received for the **“The North Main Street Siphon Repair at Fulling Mill Brook Contract 15-03”** as recommended by Public Works Director James Stewart.
11. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses authorize Public Works Director James Stewart to sign the required documents to participate in the Department of Administrative Services (DAS) and Department of Transportation (CONNDOT) **2015/2016 Winter Season Contract for Road Salt.**
12. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Neth that the Board of Mayor and Burgesses refer to the Joint Boards of Mayor and Burgesses and Board of Finance a transfer request of **\$99,237.57** from **Contingency** to the **Public Works Department – “Road Sand and Salt”** as recommended by Public Works Director James Stewart.

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13. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses refer to the Joint Boards of Mayor and Burgesses and Board of Finance a transfer request of **\$142,039.00** from **Contingency** to the **Public Works Department – “Snow Removal”** as recommended by Public Works Director James Stewart.
14. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses refer to the Joint Boards of Mayor and Burgesses and Board of Finance a transfer request of **\$63,307.02** from **Contingency** to the **Public Works Department – “Winter Overtime”** as recommended by Public Works Director James Stewart.
15. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses refer to the Joint Boards of Mayor and Burgesses and Board of Finance a transfer request of **\$11,700.00** from **Contingency** to the **Tax Department – “Printing and Postage”** as recommended by Tax Collector James Goggin.
16. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Neth that the Board of Mayor and Burgesses authorize Mayor Robert Mezzo to execute all contracts and related documents with **HydroEnvironmental Solutions, Inc.**, One Deans Bridge Road, Somers, New York 10589 for the **Post-Remediation Groundwater Monitoring and Environmental Consulting Services for Parcel C North and South** in the amount of **\$34,910** for Environmental Services including **\$14,670** for Laboratory Costs for Water and Soil Sampling as recommended by Public Works Director James Stewart.
17. Motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses adopt the following resolution of support for the **Congestion Mitigation Air Quality(CMAQ) Program Grant Application for the Phase II Greenway Project** as recommended by Public Works Director James Stewart, as if read:

**WHEREAS**, the Borough of Naugatuck has submitted an application to the Connecticut Department of Transportation for federal funding assistance under the US Department of Transportation’s Congestion Mitigation and Air Quality (CMAQ) program to construct an extension of the Naugatuck River Greenway from the existing Pulaski pedestrian bridge to the Waterbury town line;

**WHEREAS**, the CMAQ program requires the municipal project sponsor to contribute 20 percent of project cost to match federal funds and assume responsibility for any costs above and beyond awarded funds;

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WHEREAS, the estimated cost of the project is \$2,966,422 and the Borough of Naugatuck will be required to provide \$593,284 to match federal funds, and it is understood that the required match funds must be cash and in-kind services and soft match are not acceptable;

**NOW THEREFORE BE IT RESOLVED**, that the Borough of Naugatuck supports the expansion of the Naugatuck River Greenway and commits to providing the required local match of federal aid funds awarded under the CMAQ program and agrees to provide the necessary funds to ensure the full construction of the project in the event that actual project costs exceed the amount of provided by the grant award.

**ROLL CALL VOTE:**

**FOR**

Mayor Mezzo

T. K. Rossi

M. Bronko

R. Burns

C. Ernsky

L. Jackson

R. Neth

A. Olbrys

P. Scully, Sr.

R. Vitale

**OPPOSE**

None

**ABSTAIN**

None

**Motion carried 10-0-0**

18. Motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses adopt the following resolution for the **Appropriation and Bond Authorization of \$2,162,000 for the Financing of a Judgment**, as if read:

**RESOLVED**, the Board of Mayor and Burgesses hereby adopts and recommends to the Board of Finance and the Board of Finance and the Board of Mayor and Burgesses sitting jointly that:

(i) the sum of \$2,162,000 be appropriated for the financing of a judgment consisting of an administrative order of the Connecticut Department of Energy and Environmental Protection, dated March 24, 2015 (the “Administrative Order”) including, but not limited to, all plans, studies, reports, evaluations and testing, required thereby (the “Studies”) as well as the implementation of recommendations required thereby including any actions required in connection with any preliminary findings of the Studies and as required by the Administrative Order and all alterations, repairs and improvements in connection therewith, as well as engineering, architectural and temporary and permanent financing costs (the “Project”), and to meet said appropriation and in lieu of a tax therefor, bonds of the Borough be issued pursuant to the Charter of the Borough and Section 7-374b of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, in the amount of \$2,162,000 or so much thereof as may be necessary after deducting grants or other sources of funds available therefor; and

(ii) that the Mayor and the Treasurer of the Borough be authorized to issue and sell temporary notes of the Borough not to exceed \$2,162,000 in anticipation of the receipt of the proceeds from the sale of such bonds and to determine the amount, date, date of maturity, interest rate, form and other details of such notes or bonds, pursuant to the Charter of the Borough and Chapter 109 of the Connecticut General Statutes, as

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amended, or any other provision of law thereto enabling, provided that the proceeds from the sale of such notes shall be used for said purpose; and

(iii) that the Mayor and the Treasurer of the Borough shall sign the bonds or notes by either manual or facsimile signatures and that the law firm of Pullman & Comley, LLC is designated as bond counsel to approve the legality of the bonds or notes; and

(iv) that the Mayor is authorized to designate a bank or trust company to be the certifying bank, registrar, transfer agent and paying agent of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes including entering into a continuing disclosure agreement pursuant to the Securities and Exchange Commission Rule 15(c)(2)(12). If the bonds or notes authorized by this resolution are issued on a tax-exempt basis, the Mayor and the Treasurer of the Borough are authorized to bind the Borough pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes, including covenants to pay rebates of investment earnings to the United States in future years.

**BE IT FURTHER RESOLVED**, that the Borough reasonably expects to incur expenditures (the “Expenditures”) in connection with the project for which a general functional description is provided above. The Borough reasonably expects to reimburse itself for the cost of the Expenditures with the proceeds of general obligation bonds and notes of the Borough described above. The maximum principal amount of such debt (both bonds and notes) is not expected to exceed \$2,162,000. This declaration of official intent is a declaration of official intent made pursuant to Treasury Regulation Section 1.150-2.

**BE IT FURTHER RESOLVED**, that the Mayor and the Treasurer and other proper officers of the Borough are authorized to take all other action which is necessary or desirable to contract and complete the project authorized above and to issue bonds, notes or other obligations to defray the aforesaid appropriation.

**ROLL CALL VOTE:**

**FOR**

Mayor Mezzo  
T. K. Rossi  
M. Bronko  
R. Burns  
C. Ernsky

L. Jackson  
R. Neth  
A. Olbrys  
P. Scully, Sr.  
R. Vitale

**OPPOSE**

None

**ABSTAIN**

None

**Motion carried 10-0-0**

19. Motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses authorize a transfer request of the **Naugatuck VNA Building to the Board of Education as of July 1, 2015** for the use of special programs as recommended by Controller Robert W. Butler, Jr.

**Motion rescinded.**

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- VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses authorize the use of the **Naugatuck VNA Building to the Board of Education as of July 1, 2015** for special programs as recommended by Controller Robert W. Butler, Jr.
20. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Neth that the Board of Mayor and Burgesses add to the agenda **tax refunds.**
21. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses authorize Controller Robert W. Butler, Jr. to refund the following tax refunds approved by Tax Collector James Goggin; as if read:
- Carreira, Arthur J. or Elizabeth **\$341.06**  
43 Valley Drive  
Naugatuck, CT 06770  
2013-01-3855 Overpaid MV
- Daimler Trust **\$942.07**  
P.O. Box 685  
Roanoke, TX 76262  
2013-01-5734 c/c 1733 MV Sold 12/13 VIN# 4JGBB2FB5BA634162
- Enter FM Trust **\$398.87**  
600 Corporate Park Drive  
St. Louis, MO  
2013-01-7446 c/c 1470 Lease Term VIN# 3VWRZ7AJ7AM060463
- Erjon, Sejdaras **\$77.64**  
84 Beebe Street  
Naugatuck, CT 06770  
2012-02-4388 c/c 1510 MV Gone 12/12
- Fearnley, Dorothy **\$545.49**  
129 Benz Street  
Ansonia, CT 06401  
2003-01-27012 c/c 2527 Ansonia Resident  
2003-01-7881 c/c 2526 Ansonia Resident
- Fitzgerald Funeral Services **\$881.63**  
240 N Main Street  
Naugatuck, CT 06770  
2013-01-8066 Overpaid MV
- Hepp, Jeffrey **\$132.81**  
33-6 Ridge Road  
Naugatuck, CT 06770  
2013-01-10484 c/c 1575 Apply Vets

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Litke, John J. and Mary F. **\$181.06**  
179 Webb Road  
Naugatuck, CT 06770  
2013-03-60809 Overpaid Real

Oliver, Steven and Fay **\$13.59**  
219 N Main Street  
Naugatuck, CT 06770  
2013-7-788023 Overpaid Real

Pecci, Robert **\$229.67**  
1670 Litchfield Road  
Watertown, CT 06795  
2013-03-62653 Overpaid Real

Shanahan, Richard J. **\$810.00**  
248 Park Avenue  
Naugatuck, CT 06770  
2013-03-64138 Overpaid Real

Sodlosky, Edward III Trustee **\$2.00**  
276 N Main Street  
Naugatuck, CT 06770  
2013-03-64444 Overpaid MV

Teasley, Emma Jean **\$8.00**  
42 Crofut Road  
Naugatuck, CT 06770  
2013-01-23712 Overpaid MV

Toyota Lease Trust **\$148.13**  
P.O. Box 105386  
Atlanta, GA 30348  
2013-01-24198 c/c 1585 Correct Assessment VIN# 2T3BFREVODWO17477

Toyota Motor Credit **\$202.31**  
**P.O. Box 105386**  
Atlanta, GA 30348  
2013-01-24243 c/c 1594 Sold MV VIN# 5TDBK3EH2NSO55651

Velki, John II and Angela **\$73.97**  
33 Dayton Road  
Naugatuck, CT 06770  
2013-01-24849 Overpaid MV

22. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses authorize Controller Robert W. Butler, Jr. to refund the following tax refunds approved by Tax Collector James Goggin; as if read:

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Allen, Catherine Trust/ Allen Family Trust **\$127.07**  
116 Hickory Lane  
Naugatuck, CT 06770  
2013-03-55164 Overpayment Real Estate

Anderson, Robert A. **\$53.57**  
49 May Avenue  
Naugatuck, CT 06770  
2013-01-652 c/c 1594 MV Sold

Berghauser, Lisa **\$5.00**  
44 City Hill Court  
Naugatuck, CT 06770  
2013-01-1923

Bioski, Robert L. or Gendron Bioski, Lisa **\$132.81**  
90 Terrace Avenue  
Naugatuck, CT 06770  
2013-01-2110 c/c 1612 Apply Vets

Burke, Shirley and George **\$16.48**  
108-42 Clark Road  
Naugatuck, CT 06770  
2013-03-56487 Overpayment Real Estate

Converter Consultants LLC # 60 **\$15.17**  
1058 Rubber Avenue  
Naugatuck, CT 06770  
2013-04-32209 Overpaid Personal Property

CT Water Company **\$803.51**  
93 West Main Street  
Clinton, CT 06413-1645  
2013-03-57160 c/c Combined With 014/9027

CT Water Company **\$3,064.21**  
Attention: Cindy Gaudino  
93 West Main Street  
Clinton, CT 06413  
2011-03-42025 c/c 1497 Combined With ID 014/9027  
2012-03-41973 c/c 1498 Combined With ID 014/9023  
2012-03-26961 c/c 1498 Combined With ID 014/9027  
2013-03-42158 c/c 1499 Combined With ID 014/9027

Dan Electric Service LLC **\$395.90**  
436 Horton Hill Road  
Naugatuck, CT 06770  
2013-01-5801 Over payment on MV



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Debernardis, Carol **\$62.50**  
83 Barnfinch Circle  
Naugatuck, CT 06770  
2012-03-52097 Adjustment

Depasqua, Daniel **\$144.09**  
188 Margaret Circle  
Naugatuck, CT 06770  
2013-01-6387 Overpaid MV

Ean Holdings LLC **\$800.53**  
8 Ella Grasso Turnpike  
Windsor Locks, CT 06096  
2013-021543 Overpaid MV VIN# 5TDKK3DCOES499895

Erickson, Shane C. **\$48.81**  
15 Coventry Lane  
Naugatuck, CT 06770  
2013-01-7474 Overpaid MV

Grand Bank For Savings **\$74.36**  
Of PO Drawer 16988  
Hattiesburg, MS 39404  
2013-03-60002 Overpaid Real Joshua Jones 526 Candee Road

Hasa, Alba **\$394.50**  
5 Bunting Road  
Seymour, CT 06483  
2011-01-10322 c/c Non Resident

Heath, David **\$132.81**  
229 Hillside Avenue  
Naugatuck, CT 06770  
2013-01-10378 c/c 1657 Vets Exempt

Howard, Joan **\$120.00**  
108 Clark Road #77  
Naugatuck, CT 06770  
2013-01-17136 Overpaid MV

Hubbell, Ronald Jr. **\$5.76**  
70 Cold Spring Circle  
Naugatuck, CT 06770  
2013-01-24243 c/c 1210 Plate Return 2/14

Farley, Darlene **\$72.53**  
86 Kingswood Drive  
Naugatuck, CT 06770  
2013-03-43369 Overpaid Real

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Imran, Imam Uddin **\$389.58**

119 Highland Avenue FL 2

Waterbury, CT 06708

2013-01-11369 c/c 1974 Waterbury Resident

Kelly, Kathleen **\$34.53**

P.O. Box 1152

Panama, OK 74951

2013-01-12177 c/c 1921 Out of State

2013-01-12178 c/c 1922 Out of State

2013-01-12179 c/c 1923 Out of State

Kisler, Kenneth **\$40.57**

32 Ruela Drive

Naugatuck, CT 06770

2011-02-2465 Correct Assessment c/c 1053

McCourt, Denise **\$61.98**

151 Andrew Avenue Unit 75

Naugatuck, CT 06770

2013-01-15189 Receipt 1/14 c/c 1005

McDonald, Cheryl **\$11.96**

96 Donna Lane

Naugatuck, CT 06770

2013-01-15217 Apply Vets c/c 1177 VIN# KMHDN46D15VO61308

Mezzo, Regina **\$135.47**

140 Osborn Road

Naugatuck, CT 06770

2013-01-17136 Overpaid MV

Motor Lease **\$10.00**

1506 New Britain Avenue

Farmington, CT 06039

2013-01-16362 Overpaid MV VIN# 1FTNE14W07DA02510

Noss, Brenda **\$222.52**

52 Irving Street

Naugatuck, CT 06770

2013-01-17336 c/c 1950 Plate Receipt

Parise, Joy **\$292.87**

76 Valley Drive

Naugatuck, CT 06770

2013-01-18041 c/c 1618

Ryan, Kimberly **\$397.38**

111 Feldspar Avenue

Beacon Falls, CT 06403

2012-01-20768 c/c 1167 B Falls Resident c/c 1167

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Sandri, Paul **\$50.03**  
220 May Street  
Naugatuck, CT 06770  
2013-01-21215 Overpaid MV

Snyder, Norene **\$71.27**  
13 Bird Road  
Naugatuck, CT 06770  
2013-01-22672 c/c 1385 Sold 12/14

Spino, Robert **\$1,791.38**  
276 City Hill Street  
Naugatuck, CT 06770  
2013-07-788036 Overpaid Real

Stours, Mark **\$36.30**  
126 Charlestown Meadow Drive  
Westborough, MA 01581  
2013-01-23226 c/c 1226 MV traded 7/14

Tarnowicz, Lisa **\$312.49**  
180 Beacon Manor Road  
Naugatuck, CT 06770  
2013-03-64807 c/c 1914 Double billed

Tavares, Desiree **\$266.95**  
110 Fern Street  
Naugatuck, CT 06770  
2013-01-23638 c/c 1559 Receipt 4/14

Terence, Bruce **\$9.01**  
190 Auburn Street  
Naugatuck, CT 06770  
2013-01-23786 Overpaid MV

Vault Trust **\$333.48**  
Ally Financial Louisville PPC  
P.O. Box 9001951  
Louisville, KY 40290-1951  
2010-02-4518 Vets Exempt c/c 1002  
2011-01-24853 Vets Exempt c/c 1003  
2012-01-24641 Vets Exempt c/c 1004

Walker, Leon **\$596.11**  
229 Bishop Street 1<sup>st</sup> FL  
Waterbury, CT 06704  
2010-01-25687 c/c 1883  
2011-01-25264 c/c 1884  
2012-01-25069 c/c 1885  
2013-01-25176 c/c 1886

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Ward, Robert **\$97.11**  
180 Heritage Drive  
Naugatuck, CT 06770  
2013-01-25286 Overpaid

23. Public Comment – None

24. Burgess Comments/Sub-Committee Reports

**Deputy Mayor Rossi** reported the Fire Department responded to 100 incidents in April. They held a recognition ceremony on April 18<sup>th</sup>. The Juvenile Review Board is extremely active. The Deputy Mayor encouraged everyone to attend the Memorial Day events and wished everyone a Happy Memorial Day. She congratulated the students inducted into the National Honor Society.

**Burgess Jackson** said the Borough Music Festival will be held Friday at Pomperaug High School.

25. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully to adjourn the meeting at **8:05 p.m.**

**A digital recording of this meeting is available in the office of the Borough Clerk for further review.**

**Attest:**

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Nancy K. DiMeo  
Borough Clerk